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-Via email-

November 30, 2021

Zolymer Luna Díaz, RPM
United States Environmental Protection Agency (EPA), Region 2
Caribbean Environmental Protection Division
City View Plaza II Suite 7000
Road PR-165 KM 1.2
Guaynabo, PR 00968

Andrea Leshak, Esq.
Attorney-Advisor
United States Environmental Protection Agency, Region 2
Office of Regional Counsel
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Subject: PROTECO Site, Peñuelas, Puerto Rico, EPA Docket No. CERCLA-02-2020-2010
Request for Permission to Revise Total Acreage to be Cleared and Surveyed at the Site as
Stated in the Approved Site Clearing Plan

Dear Ms. Luna:

I write on behalf of the PROTECO Site Generators Parties' Group (Group), pursuant to Paragraphs 34 and 116 of the Administrative Settlement Agreement and Order on Consent for Remedial Investigation/Feasibility Study ("RI/FS AOC") to request permission to revise the total acreage that will be cleared of vegetation and surveyed as currently defined in the Site Clearing Plan (SCP) that EPA approved on October 4, 2021.

The approved SCP states that approximately fifty-one (51) acres is to be cleared at the Site "within the approximate Proteco Site boundary" as illustrated in Figure 1 of the SCP. It has come to our attention that the proposed clearing area shown on Figure 1 of the SCP is inconsistent with the boundary of the Site as defined in the RI/FS AOC. More specifically, the SCP proposed clearing approximately 10 additional acres that are outside of the Site boundary depicted on Figure 2 of the AOC and located to the east of the areas identified as the Land Treatment Area Unit #14 and the Former Non-Hazardous Waste Landfill Area.

Based on a preliminary review of available historical information, the Group believes that Unit #14 may have historically extended beyond the area depicted in Figure 2 of the AOC. If, following the Site clearing work, the survey of the waste units indicates that one or more units appear to extend beyond the Site boundary shown on Figure 2 of the AOC, and/or encroach onto an adjacent operation, the Group will inform EPA and be prepared to discuss next steps.

Under this proposed modified approach, the total estimated area to be cleared would be reduced from fifty-one (51) acres to forty-one (41) acres, and the time needed for clearing is anticipated to be reduced from eleven (11) weeks to eight (8) weeks.

A revised figure depicting the proposed new boundary for Site clearing is enclosed for your review.

Please contact me if you have questions or need additional information. Thank you in advance for your consideration of this request.

Best Regards,



Daniel N. Gainer, PG
Project Coordinator

cc: Mike Miller, de maximis, inc.
Jaime Feliciano, Geosyntec, Project Technical Consultant



Legend

- Controlled Area Boundary Vertices
- PROTECO - Controlled Area (Approx.)

Notes:
Proteco Controlled Area Boundary digitized from USEPA/Weston- HRS Evaluation Report (2019) and updated based on field observations.

Aerial Imagery Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community (11/28/2020)

0 200 Feet

N

PROTECO Superfund Site
Approximate Project Boundary and Proposed Area to be Cleared

Proteco Landfill Superfund Site
Peñuelas, Puerto Rico

Geosyntec
consultants

FR3703C

November 2021

Figure
1